

EXHIBIT 17

***REDACTED VERSION OF
DOCUMENT SOUGHT TO
BE SEALED***

EXHIBIT 17

Neel Chatterjee (SBN 173985)
nchatterjee@goodwinlaw.com

James Lin (SBN 310440)
jlin@goodwinlaw.com

GOODWIN PROCTER LLP
135 Commonwealth Drive
Menlo Park, California 94025
Tel.: +1 650 752 3100
Fax.: +1 650 853 1038

Brett Schuman (SBN 189247)
bschuman@goodwinlaw.com

Shane Brun (SBN 179079)
sbrun@goodwinlaw.com

Rachel M. Walsh (SBN 250568)
rwalsh@goodwinlaw.com

Hayes P. Hyde (SBN 308031)
hhyde@goodwinlaw.com

GOODWIN PROCTER LLP
Three Embarcadero Center
San Francisco, California 94111
Tel.: +1 415 733 6000
Fax.: +1 415 677 9041

Hong-An Vu (SBN 266268)
hvu@goodwinlaw.com

GOODWIN PROCTER LLP
601 S. Figueroa Street, 41st Floor
Los Angeles, California 90017
Tel.: +1 213 426 2500
Fax.: +1 213 623 1673

Attorneys for Defendant: Otto Trucking LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Waymo LLC,

Plaintiff,

v.

Uber Technologies, Inc.; Ottomotto LLC; Otto
Trucking LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

NOTICE OF INSPECTION

PLEASE TAKE NOTICE THAT, pursuant to Rule 34 of the Federal Rules of Civil Procedure and the expedited rules and proceedings in this case, counsel for defendant Otto Trucking LLC and one or more of Otto Trucking's experts (and Special Master John Cooper if he so wishes) will inspect Waymo's network, including how laptops interact with Waymo's network, including the [REDACTED], and the metadata generated from those interactions. As part of the inspection, Otto Trucking will need access to the following:

1. A Google-issued laptop [REDACTED] that
 - a. Has a standard Google Windows image, the same as what would have been used in that organization on December 11, 2015;
 - b. Runs versions of their endpoint software including [REDACTED] and [REDACTED] in use during the time period in question;
 - c. Contains a user profile to be configured as Local Administrator on that laptop;
 - d. Has a group or user policy that matches that of Anthony Levandowski just prior to his departure. (That means access to all the same resources that Levandowski had);
2. Administrative access on the [REDACTED] client that allows user to customize rules;
3. Access to [REDACTED] software on removeable media such that Otto Trucking's can install [REDACTED] while connected to the Waymo network;
4. Access to the entire [REDACTED] network to the same extent that was Anthony Levandowski was provided on December 11, 2015;
5. Provide the same version of [REDACTED] software on a USB removable media device in order to allow imaging of the laptop in the same manner as was done by the Google Security team;
6. Access to [REDACTED] log files associated to that laptop computer and created during the time period this work is being performed;
7. Access to any software and laptop OS versions to replicate the above operations as of December 22, 2015, or documentation that contains information about any

1 modifications to the versions, settings or systems between the time of the original
2 capture and our test so that we can account for variances; and

- 3 8. Waymo's logging software or systems capable of monitoring downloading activity
4 by Google or Waymo employees not discussed in Mr. Brown's declaration be
5 disclosed and made available for testing.

6 Local copies of any files to which Waymo provides access as part of this inspection will be
7 deleted at the end of the inspection. However, Otto Trucking would maintain a copy of any logs
8 and metadata created as part of this inspection.

9 The inspection shall take place on August 17, 2017 beginning at 9 a.m.

10 Dated: August 7, 2017

Respectfully submitted,

11 By: /s/Neel Chatterjee
12 Neel Chatterjee
13 *nchatterjee@goodwinlaw.com*
14 Brett Schuman
15 *bschuman@goodwinlaw.com*
16 Shane Brun
17 *sbrun@goodwinlaw.com*
18 Rachel M. Walsh
19 *rwalsh@goodwinlaw.com*
Hong-An Vu
hvu@goodwinlaw.com
Hayes P. Hyde
hhyde@goodwinlaw.com
James Lin
jlin@goodwinlaw.com
GOODWIN PROCTER LLP

20 *Attorneys for Defendant:*
21 *Otto Trucking LLC*
22
23
24
25
26
27
28

PROOF OF SERVICE.

I am an attorney at the law firm of Goodwin Procter, LLP, whose address is 601 South Figueroa Street, 41st Floor, Los Angeles, CA 90017. I am over the age of 18 and not a party to the within action.

On **August 7, 2017**, I caused the following documents to be served on all counsel of record via electronic mail, pursuant to the agreement between the parties:

OTTO TRUCKING LLC'S NOTICE OF INSPECTION

Charles K. Verhoeven
David A. Perlson
Melissa Baily
John Neukom
Jordan Jaffe

QUINN EMANUEL URQUHART &
SULLIVAN, LLP
50 California Street, 22nd Floor
San Francisco, CA 94111-4788

Counsel for Plaintiff: *Waymo LLC*
Telephone: 415.875.6600
Facsimile: 415.875.6700
QE-Waymo@quinnemanuel.com

David Cooper
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor,
New York, New York 10010

Counsel for Plaintiff: *Waymo LLC*
Telephone: 212.849.7000
Facsimile: 212.849.7100
QE-Waymo@quinnemanuel.com

Leo P. Cunningham
WILSON SONSINI GOODRICH &
ROSATI
650 Page Mill Road
Palo Alto, CA 94304-1050

Counsel for Plaintiff: *Waymo LLC*
Telephone: 650.493.9300
Facsimile: 650.493.6811
lcunningham@wsgr.com

Arturo J. Gonzalez
Daniel Pierre Muino
Eric Akira Tate
Esther Kim Chang
Matthew Ian Kreeger
Michael A. Jacobs
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 415.268.7000
Facsimile: 415.268.7522
UberWaymo@mofo.com

Michelle Ching Youn Yang
MORRISON FOERSTER LLP
2000 Pennsylvania Avenue, NW
Washington, DC 20006

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 202.887.1500
Facsimile: 202.887.0763
UberWaymo@mofo.com

Rudolph Kim
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, CA 94304

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 650.813.5600
Facsimile: 650.494.0792
UberWaymo@mofo.com

Wendy Joy Ray
MORRISON & FOERSTER LLP
707 Wilshire Blvd., Suite 6000
Los Angeles, CA 90017

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 213.892.5200
Facsimile: 213.892.5454
UberWaymo@mofo.com

Michael Darron Jay
BOIES SCHILLER & FLEXNER LLP
401 Wilshire Boulevard, Suite 850
Santa Monica, CA 90401

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 310.752.2400
Facsimile: 310.752.2490
BSF_EXTERNAL_UberWaymoLit@bsflp.com

Meredith Richardson Dearborn
BOIES SCHILLER FLEXNER LLP
435 Tasso Street, Suite 205
Palo Alto, CA 94301

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 650.445.6400
Facsimile: 650.329.8507
BSF_EXTERNAL_UberWaymoLit@bsflp.com

Hamish Hume
Jessica E Phillips
Karen Leah Dunn
Kyle N. Smith
Martha Lea Goodman
BOIES SCHILLER FLEXNER LLP
1401 New York Ave., NW
Washington, DC 20005

Counsel for Defendants: *Uber Technologies Inc.*
and *Ottomotto LLC*
Telephone: 202.237.2727
Facsimile: 202.237.6131
BSF_EXTERNAL_UberWaymoLit@bsflp.com

John L. Cooper
FARELLA BRAUN + MARTEL LLP
235 Montgomery Street, 17th Floor
San Francisco, CA 94104

Appointed by Court as: *Special Master*
Telephone: 415.954.4410
Facsimile: 415.954.4480
jcooper@fbm.com
MCate@fbm.com

☒ (E-MAIL or ELECTRONIC TRANSMISSION) Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail addresses listed. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **August 7, 2017**, at Los Angeles, California.

Hong-An Vu
(Type or print name)

/s/Hong-An Vu
(Signature)